



Commander's Policy

414th Base Support Battalion

APO AE 09165



POLICY NO: 5-23 PROPONENT: AETV-HUB-EH DATE: 26 June 2001

SUBJECT: Evictions From Government Controlled Quarters

1. References:

a. Army Regulation 210-50, Housing Management,
26 February 1999.

b. USAREUR Regulation 210-50, Housing Management,
25 August 1992

c. 104th Area Support Group, Housing Management SOP,
15 March 1999.

2. Purpose: To establish the 414th Base Support Battalion (BSB), policy on evicting occupants from government controlled quarters.

3. Applicability: All soldiers and their family members assigned to government controlled quarters.

4. Policy:

a. Unless otherwise authorized government controlled quarters will be terminated under the following conditions:

(1) When the installation ceases to be a permanent station of the sponsor.

(2) When the sponsor or family members no longer reside in the housing, except in those cases of joint custody where family members reside with the member for more than 6 months per year.

(3) For medical, hardship or compassionate reasons.

(4) For misconduct of the sponsor, family members, or guests.

POLICY NUMBER: 5-23

SUBJECT: Evictions From Government Controlled Quarters

(5) When occupants are involved in misuse or illegal use of housing contrary to health, safety, or morale.

b. Upon receiving notice to vacate, sponsors are required to vacate quarters within a thirty (30) day time frame.

5. Procedures: The following procedures will be followed when the sponsor refuses to vacate government controlled quarters after being directed to do so:

a. A letter will be sent to the Unit Commander requesting assistance. A copy of the letter will be provided to the sponsor and the sponsor must acknowledge receipt.

b. Upon receipt of the letter the sponsor has thirty (30) days to terminate government quarters. Clearance instructions will be provided and sponsor must remove all personal property.

c. Soldiers with families may elect early return of family members, however, the soldier must complete their tour.

d. The sponsor will be present for the termination inspection.

e. If the sponsor continues to refuse to vacate housing the BSB Commander will:

(1) Inform the local Military Police (MP) and direct them to have an MP officer present.

(2) Direct the Housing Officer or designated representative to be present.

(3) Direct Unit Commander to appoint an officer to supervise the inventory of personal property. The appointed officer will ensure the sponsor's personal property is turned over to the Transportation Officer.

f. If quarters are occupied by Family Members who no longer have a military sponsor, eviction notice will be sent to the adult responsible for the household (normally the remaining spouse).

POLICY NUMBER: 5-23

SUBJECT: Evictions From Government Controlled Quarters

g. If the family member is not an American citizen and does not intend to return to CONUS, he/she should seek advise from the Staff Judge Advocate.

6. Proponent for this policy is the Chief, Housing Division, Directorate of Public Works, 414th BSB, at DSN 322-8982.

7. This policy supersedes Commander's Policy 5-23, 27 Jul 99.

<original signed>

JERRY L. MRAZ

LTC, AG

Commanding

DISTRIBUTION:

HAN-A